

FILED '11 JAN 18 9:45 USDC-ORM

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

JAMES NICHOLAS JACKS,
Plaintiff,

Civ. No. 09-6243-CL

v.

MICHAEL J. ASTRUE, Commissioner,
Social Security Commission,
Defendant.

ORDER

PANNER, District Judge:

Magistrate Judge Mark D. Clarke filed a Report and Recommendation, and the matter is now before this court. See 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72(b). Although no objections have been filed, this court reviews legal principles *de novo*. See Lorin Corp. v Goto & Co., Ltd., 700 F.2d 1202, 1206 (8th Cir. 1983).

I agree with Magistrate Judge Clarke that substantial evidence supports the ALJ's finding on plaintiff's lack of credibility. Accordingly, I ADOPT the Report and Recommendation

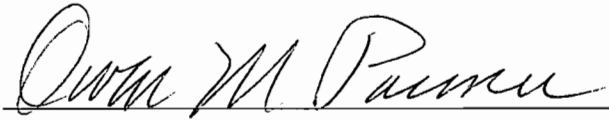
of Magistrate Judge Clarke.

CONCLUSION

Magistrate Judge Clarke's Report and Recommendation (#13) is adopted. The complaint (#1) is denied.

IT IS SO ORDERED.

DATED this 14 day of January, 2011.

A handwritten signature in cursive script, reading "Owen M. Panner", is written over a horizontal line.

OWEN M. PANNER
U.S. DISTRICT JUDGE